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August 31, 2021

Hon. Michael A. Shipp, U.S.D.J.  
United States District Court  
District of New Jersey  
Clarkson S. Fisher Building & U.S. Courthouse  
402 East State Street, Courtroom 5W  
Trenton, NJ 08608

Re: Brieauna Gibson v. Anthony Valvano, et al.  
Civil Action No. 3:21-CV-03150

Dear Judge Shipp:

This Office represents Defendants Sarah Davis and Marcus Hicks in the above-referenced matter. Pending before the Court is Defendants motion to dismiss (ECF No. 27), which Plaintiff has opposed (ECF No. 41). In light of Plaintiff's Motion to Amend her Complaint (ECF No. 43), which Defendants Davis and Hicks do not oppose, they will be withdrawing their motion to dismiss without prejudice. Defendants Davis and Hicks reserve the right file a motion to dismiss as to the Third Amended Complaint, in the event the Court grants Plaintiff's Motion.

Respectfully submitted,

JEREMY M. FEIGENBAUM  
ACTING ATTORNEY GENERAL

By: /s/ Niccole L. Sandora  
Niccole L. Sandora  
Deputy Attorney General

cc: All counsel of record via ECF.

